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REMARKS

Claims 3, 4, 6-8, 12 and 25-26 are provisionally rejected under judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-17 of copending Application No. 10/050184. Copending Application No. 10/050184 has an effective filing date of January 18, 2002, which is the same effective filing date as that of the present application. Therefore, the copending application does not qualify as a reference. Applicants respectfully request the Examiner to withdraw the provisional rejection.

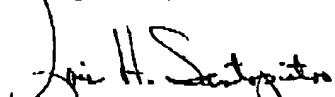
The Examiner has requested that Figure 1 should be designated by a legend such as -- Prior Art -- because only that which is old is illustrated. Applicants respectfully resist the Examiner's request. Figure 1 as disclosed on page 16 of the specification identifies the waveguide fabrication process using the photosensitive composition (120) of the present invention. Therefore, the Examiner is asked to reconsider and withdraw the request.

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In view of the foregoing, allowance of the above-referenced application is respectfully requested.

Respectfully submitted,

  
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